

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

UNITED STATES OF AMERICA and  
THE STATE OF MICHIGAN *ex. rel.*  
RITA DUBOIS,

Civil No. 2:13-cv-14602

Plaintiffs,

v.

Hon. Denise Page Hood  
Mag. Judge R. Steven Whalen

VITAS HEALTHCARE CORPORATION  
MIDWEST, VITAS INNOVATIVE  
HOSPICE CARE, VITAS HEALTHCARE  
CORP., COMFORT CARE HOLDINGS  
CO., and CHEMED CORP.,

Defendants.

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**STIPULATION OF DISMISSAL**

The United States of America, Relator Rita Dubois, and Defendants Vitas Healthcare Corporation Midwest, Vitas Hospice Services, LLC d/b/a Vitas Innovative Hospice Care, Vitas Healthcare Corp., Comfort Care Holdings Co., and Chemed Corp., pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, hereby stipulate that the above parties have entered into the attached Settlement Agreement, which is incorporated herein by reference.

The parties further hereby stipulate that all Counts of this action (Counts 1–5) shall be dismissed as follows upon the filing of this Stipulation with the Clerk of

the Court pursuant to Rule 41(a)(1), Federal Rules of Civil Procedure, with each party to bear its own costs:

(1) As to the United States, the action is dismissed with prejudice only as to the Covered Conduct released in the Settlement Agreement—which corresponds to Count 1—and dismissed without prejudice as to Counts 2–5;

(2) As to the Relator Rita Dubois, all Counts in the action (Counts 1–5) are dismissed in their entirety with prejudice.

Respectfully submitted,

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**Certification of Service**

I hereby certify under penalty of perjury that on November 28, 2016, the foregoing Stipulation of Dismissal was served by first class mail, postage prepaid, upon the following:

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